

FACSIMILE COVER SHEET

Date: October 29, 2003

To: Examiner Matthew F. Desanto
Fax No: (703) 872-9306From: Richard G. Lione
Tel. No: (312) 321-4206

Client No: 5935

No. of Pages
(inc. this page): 5Confirmation Copy To Follow: Yes ☐ No ☒IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,
PLEASE CALL 312-321-4200 AND ASK FOR: Jean C. Powell, Ext. 306

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COVER MESSAGE:

**BRINKS
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GILSON
& LIONE**A Professional Corporation
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TRANSMITTAL LETTER			Case No. 5935/57
Serial No. 09/853,916	Filing Date May 11, 2001	Examiner Matthew F. Desanto	Group Art Unit 3763
Inventor(s) David G. Quinn			
Title of Invention BLOOD VESSEL CATHETER			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Transmittal Letter (in Duplicate) and Response and Request for Reconsideration of Final Rejection.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a _____ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity	
Rate	Add'l Fee
x \$9 =	
x 43 =	
+ \$145 =	
Total add'l fee	\$

Other Than Small Entity	
Rate	Add'l Fee
x \$18 =	
x \$86 =	
+ \$290 =	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ _____. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Richard G. Lione
 Richard G. Lione
 Registration No. 19,795
 Attorney for Applicant

BRINKS HOFER GILSON & LIONE
 P.O. BOX 10395
 CHICAGO, ILLINOIS 60610
 (312) 321-4200

I hereby certify that this correspondence is faxed to the U.S. Patent and Trademark Office, Examiner Matthew F. Desanto at Fax Number (703) 872-9306, on October 29, 2003.

Date: 10-29-03 Signature: *Richard G. Lione*

Received from <312 321 4299> at 10/29/03 3:44:14 PM [Eastern Standard Time]

I hereby certify that this correspondence is being sent via FACSIMILE NO. (703) 872-9306, Group No. 3763, to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

Oct. 29, 2003
Date

Richard G. Lione
Name of Applicant, Assignee or

Registered Representative
Signature

10-29-03
Date of Transmission

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Our Case No. 5935/57

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David G. Quinn

Serial No. 09/853,916

Filing Date: May 11, 2001

Title: BLOOD VESSEL CATHETER

Examiner: Matthew F. Desanto

Group Art Unit No.: 3763

RESPONSE AND REQUEST FOR RECONSIDERATION OF FINAL REJECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Official Action of August 29, 2003, applicant respectfully requests reconsideration of the Final Rejection embodied therein. The Final Rejection is founded on two contentions, to wit:

1. that the inventions defined by the claims remaining in the application, Claims 1-5 and 8-17, are all allegedly anticipated by one or more prior art references; and